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Attorney for Ronald PELAEZ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
)
Plaintiff,)
)
)
vs.)
)
)
RONALD PELAEZ,)
)
Defendant.)

NO.: CR 11-0154 MMC

STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CHANGE OF
PLEA HEARING DATE

STIPULATION

The parties stipulate as follows:

1. Mr. Pelaez will resolve this matter by way of a guilty plea pursuant to the negotiated Plea Agreement in this matter which has been the subject of much discussion and revision.
2. In addition to counsel for Mr. Pelaez having a last minute conflict due to another client's emergency motion before the Honorable Phyllis J. Hamilton at the same time Mr. Pelaez' matter is scheduled before this Court¹, Mr. Pelaez' family has some remaining concerns regarding the immigration consequences which counsel would like to address for them.

¹CR 10-00395 PJH

1 3. Counsel for the Government has no objection to this matter being continued one week to
2 October 24, 2012 at 2:15 p.m. for change of plea considering the above circumstance.

3 3. The parties further stipulate and agree that the time between October 17, 2012 and
4 October 24, 2012 should be excluded under the Speedy Trial Act, specifically pursuant to
5 18 U.S.C. § 3161(h)(7)(B)(iv) to allow effective preparation of counsel given the
6 immigration implications of the proposed plea agreement.

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9 IT IS SO STIPULATED

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11 DATED: October 16, 2012

-S-

12 KEVIN J. BARRY
13 Assistant United States Attorney

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15 DATED: October 16, 2012

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17 JAMES PHILLIP VAUGHNS.
18 Attorney for Defendant PELAEZ


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5 UNITED STATES DISTRICT COURT
6 NORTHERN DISTRICT OF CALIFORNIA
7 SAN FRANCISCO DIVISION
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10 UNITED STATES OF AMERICA,) NO.: CR 11-0154 MMC
11 Plaintiff,)
12 vs.)
13)
14 RONALD PELAEZ,)
15 Defendant.)
16

ORDER

17 The Court hereby ORDERS that the change of plea hearing scheduled for October 17,
18 2012 be ~~vacated and~~ rescheduled for October 24, 2012, at 2:15 p.m. Time shall be excluded from
19 October 17, 2012 through October 24, 2012 to facilitate the effective preparation of counsel.
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23 DATED: October 17, 2012
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Hon. MAXINE C. CHESNEY
United States District Judge